

**CUSTOMER NO.: 38107
EXPEDITED PROCEDURE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: N. LAVERT
J. RUSSELL, et al.)	
)	Art Unit: 4123
Serial No.: 10/597,079)	
)	Confirmation: 6955
Filed: July 11, 2006)	
)	
For: ADAPTIVE)	
PHYSIOLOGICAL)	
MONITORING SYSTEM)	
AND METHODS OF USING)	
SAME)	
)	
Date of Last Office Action:)	
August 22, 2008)	
)	
Attorney Docket No.:)	Cleveland, OH 44114
PHUS040020US2 / PKRZ 2 01268)	October 16, 2008

AMENDMENT C

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is responsive to the *Final* Office Action of August 22, 2008.

Amendments to the claims are reflected in the listing of claims which begins on page 2.

Remarks begin on page 9.

CERTIFICATE OF ELECTRONIC TRANSMISSION

I certify that this **AMENDMENT C** and accompanying documents in connection with U.S. Serial No. 10/597,079 are being filed on the date indicated below by electronic transmission with the United States Patent and Trademark Office via the electronic filing system (EFS-Web).

October 17, 2008
Date

Patricia A. Heim
Patricia A. Heim

DEPOSIT ACCOUNT

The Patent Office is authorized to charge any fees associated with this filing to our deposit account no. 14-1270

Thomas M. Lundin
Thomas M. Lundin, Reg. No. 48,979